

Lane Carter v. Jacque Derr
Lane Carter

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION

* * * * *

LANE CARTER CIVIL ACTION NO. 3:18-CV-00068
LA. DOC #15199

VS. SECTION P

JUDGE TERRY A DOUGHTY

JACQUE DERR, ET AL MAGISTRATE JUDGE KAREN L. HAYES

* * * * *

DEPOSITION OF

LANE CARTER

September 20, 2018

* * * * *

The deposition of LANE CARTER, was taken in
the above entitled cause, pursuant to the following
stipulations, before Rheba Eppinette Gwin,
Certified Court Reporter, State of Louisiana
Certificate No. 2010027, at the Jackson Parish
Correctional Center, 327 Industrial Drive,
Jonesboro, Louisiana 71251-5498, on Thursday, the
20th day of September 2018, beginning at 10:01
a.m., and concluding at 11:50 a.m.

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A-P-P-E-A-R-A-N-C-E-S

FOR PLAINTIFF:

**LANE CARTER (15199), PRO SE
Jackson Parish Correctional Center
327 Industrial Drive
Jonesboro, Louisiana 71251-5498**

**FOR DEFENDANT LASALLE CORRECTIONS, LLC AND SHERIFF
ANDY BROWN, SHERIFF OF JACKSON PARISH:**

**PROVOSTY, SADLER & DeLAUNAY, APC
934 Third Street, 8th Floor
Alexandria, Louisiana 71309-1791
(318) 445-3631**

**Appearing herein by and through
Mr. H. Bradford Calvit
bcalvit@provosty.com**

FOR DEFENDANT WINN PARISH POLICE JURY:

**GOLD, WEEMS, BRUSER, SUES & RUNDELL
2001 MacArthur Drive
Alexandria, Louisiana 71307-6118
(318) 445-6471**

**Appearing herein by and through
Mr. Steven M. Oxenhandler
soxenhandlelr@goldweems.com**

APPEARING VIA CELL PHONE CONFERENCE CALL:

**FOR DEFENDANT SHERIFF ANDY BROWN, SHERIFF OF
JACKSON PARISH:**

**USRY & WEEKS (NO)
1615 Poydras Street, Suite 1250
New Orleans, Louisiana 70112
(504) 592-4600**

**Appearing herein by and through
Mr. Ronald Shane Bryant
sbryant@usryweeks.com**

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S-T-I-P-U-L-A-T-I-O-N

It is stipulated that the deposition of LANE CARTER, is taken by counsel for the Defendants, pursuant to Notice, on Thursday, the 20th day of September 2018, before Rheba Eppinette Gwin, Certified Court Reporter, Certificate No. 2010027.

The deposition is being taken pursuant to Notice and the Louisiana Code of Civil Procedure.

The parties hereto waive all formalities in connection with the taking of said deposition, except the swearing of the witness, and the reduction of the questions and answers to typewriting.

The witness, LANE CARTER, was advised of his right to read and sign this deposition, and he elected to waive that right.

* * * * *

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1 **A** They gave me no other reason.

2 **Q** Okay.

3 **A** And that's when Mr. Williams told me that if I
4 was -- that he -- in his opinion he didn't
5 think that, you know, the sheriff was going to
6 provide me with any medical treatment.

7 **Q** And how did that strike you?

8 **A** I was appalled. I was -- I was mad.

9 **Q** Did Sheriff Jordan ever communicate anything
10 like that to you?

11 **A** No, sir. I did not see Sheriff Jordan again.

12 **Q** And so your -- and essentially, the genesis of
13 the suit or the basis of the suit was your
14 understanding that for whatever reason Sheriff
15 Jordan had forbidden you from having medical
16 care?

17 **A** Correct.

18 **Q** It may have been because he didn't like you.
19 It may have been because money.

20 **A** It could be a multitude of reasons. I don't
21 know any of them.

22 **Q** All right. You had mentioned that you went to
23 Jackson Correctional.

24 **A** Uh-huh.

25 **Q** How was that communicated to you and what --

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1 had mentioned that you had saw the nurse on
2 the 13th. After you got to JPCC, did you see
3 a nurse or a health care provider before the
4 13th?

5 A Yes, sir.

6 Q And describe what happened during that?

7 A They took my vitals, blood pressure, things
8 like that, asked me, you know, medical
9 history. I'd already filled out a sick call
10 by then. I had mentioned it to them. The
11 nurse pulled it, looked at it and said that
12 within a few days she would have me back in
13 her office to go over that.

14 Q And then that's when you came back on the
15 13th?

16 A No, I -- I can't remember if there was a visit
17 before the 13th or if it was straight to the
18 13th.

19 Q All right. During those three or four days --

20 A Uh-huh.

21 Q -- did your physical condition stay the same,
22 get better or worsen?

23 A It -- honestly, I -- it didn't get any better.
24 I can't really say it got worse at that time,
25 but I know it didn't get any better.

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1 Q But you were still walking around?

2 A Yes, sir. Yes, sir. I could walk all the way
3 up until somewhere in October and then it just
4 -- it hurt really bad and then my leg just
5 went numb.

6 Q Okay. Now, you had mentioned earlier that you
7 had a second fall --

8 A Yes, sir.

9 Q -- and in your mind it was because of the
10 issues that arose after the first fall.

11 A Yes, sir.

12 Q Describe for me what issues had arisen after
13 the first fall, but before this second.
14 Medical issues.

15 A Medical issues? I mean, you want all of them?

16 Q Yeah.

17 A Okay. If I can remember correctly because
18 there's been a lot of things wrong with me.
19 It's been over a year. I'm in constant pain.
20 I'm in absolute pain. My left arm is numb.
21 My left knee --

22 Q No, no, not now. I'm talking about --

23 A I'm telling you things from way back. I mean,
24 these are still --

25 Q No, no. No, here --

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1 whichever building I happen to be in.

2 Q You're talking about the nurse at JPCC?

3 A Oh, yes. I'm sorry. Yes, sir. The JPCC
4 nurses.

5 Q Okay.

6 A Now, I understand the whole security, we can't
7 tell you where you're going or when. I get
8 that. I mean, I understand that completely.

9 Q Okay.

10 A But as far as telling me oh, well we might
11 know what's wrong with you, but we can't tell
12 you because it's a threat to security. No,
13 that -- I don't understand that.

14 Q All right. I think that another key condition
15 or aspect of your claim is that you believe
16 that had you received different or better
17 medical care you wouldn't be in the condition
18 you're in.

19 A Yes.

20 Q What is that based on?

21 A My opinion.

22 Q Okay. You had mentioned you don't have any
23 medical --

24 A Exact --

25 Q -- training.

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1 WITNESS:

2 I have no objection to fill --

3 MR. CALVIT:

4 And we have an obligation to provide
5 you copies of everything we received.

6 WITNESS:

7 I understand that, yes, sir, but I
8 mean, I know what I'd be signing so I
9 have no problem with it.

10 MR. CALVIT:

11 All right. Shane, do you have any
12 questions?

13 MR. BRYANT:

14 I think I only have one question and
15 it -- you may have already answered this,
16 sir, but I just want to -- you know, it's
17 kind of spread out and I want to make
18 sure I'm clear about it.

19 EXAMINATION

20 BY MR. BRYANT:

21 Q From the day that you fell in Winn Parish to
22 today, have you ever seen or spoken to Sheriff
23 Jordan since that day?

24 A Yes, I have.

25 Q When was that?

1 **A** On different court visits.

2 **Q** So, you saw him on court visits? On --

3 **A** Yeah.

4 **Q** On those days that you saw him on those court
5 visits, did you ever talk about your medical
6 condition?

7 **A** I tried to.

8 **Q** And what -- what was said?

9 **A** Nothing. I would ask him if I could talk to
10 him about my condition and he didn't respond
11 to me.

12 **Q** Okay. So, you never -- never got a chance to
13 talk to him about it.

14 **A** No, sir.

15 **Q** Is that correct then?

16 **A** That's correct.

17 **Q** Okay. And so when you say that Sheriff Jordan
18 prevented you from getting medical treatment,
19 you're basing that solely on things that other
20 people told you. Right? Like Sheriff Jordan
21 never told you you couldn't have medical
22 treatment?

23 **A** That's correct.

24 **Q** Okay.

25 **MR. BRYANT:**

1 I think those are the only questions
2 I have, guys.

3 MR. CALVIT:

4 Sorry I let you down, Shane.

5 MR. OXENHANDLER:

6 I just have one follow-up question.

7 EXAMINATION

8 BY MR. OXENHANDLER:

9 Q The gap in the hole in the plastic floor that
10 was inserted into the shower, that was clear
11 and obvious to you whenever you took a shower?
12 You saw that hole?

13 A Yes. Eventually. I didn't -- like I said, I
14 don't know when it got there because I didn't
15 notice it the first few times I took a shower
16 and then I looked down one day and it was
17 there.

18 Q But every time afterwards you knew that that -
19 -

20 A Yeah.

21 Q -- hole was there?

22 A Well, it -- yeah, it was there.

23 Q Before --

24 A I mean, it couldn't go anywhere else. It was
25 there.

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1 COURT REPORTER:

2 Okay. I'll get a copy of your
3 information off the index then. And you
4 need a copy?

5 MR. BRYANT:

6 Okay, great.

7 COURT REPORTER:

8 Okay.

9 MR. CALVIT:

10 Thank you, Shane. I'll speak with
11 you later.

12 MR. BRYANT:

13 Thanks everybody. I appreciate it.

14 MR. CALVIT:

15 All right, sir. Appreciate your
16 time.

17 WITNESS:

18 Thank you, sir. Ma'am.

19
20
21
22
23
24
25 DEPOSITION CONCLUDED AT 11:50 A.M.

REPORTER'S PAGE

I, RHEBA EPPINETTE GWIN, Certified Court Reporter in and for the State of Louisiana, the officer, as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(B) of the Louisiana Code of Civil Procedure, before whom this proceeding was taken, do hereby state on the Record:

That due to the interaction in the spontaneous discourse of this proceeding, dashes (--) have been used to indicate pauses, changes in thought, and/or talk overs; that same is the proper method for a Court Reporter's transcription of proceeding, and that the dashes (--) do not indicate that words or phrases have been left out of this transcript; that any words and/or names which could not be verified through reference material have been denoted with the phrase "(spelled phonetically)".

RHEBA EPPINETTE GWIN
Certified Court Reporter